

Senate Engrossed

State of Arizona
Senate
Forty-seventh Legislature
First Regular Session
2005

CHAPTER 97

SENATE BILL 1204

AN ACT

**AMENDING SECTIONS 32-1503, 32-1525 AND 32-1526, ARIZONA REVISED STATUTES;
RELATING TO THE NATUROPATHIC PHYSICIANS BOARD OF MEDICAL EXAMINERS.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 32-1503, Arizona Revised Statutes, is amended to read:

32-1503. Board organization; meetings; compensation; committees

A. The board shall annually elect, from among its membership, a chairman, a vice-chairman and a secretary-treasurer, who shall hold their respective offices at the pleasure of the board.

B. The board shall hold a regular meeting at least semiannually on a date and at a time and place it designates. In addition, the board may hold special meetings it deems necessary.

C. A majority of the members of the board constitutes a quorum, and a majority vote of a quorum present at any meeting governs all actions taken by the board, except as provided in section 32-1525, subsection G and section 32-1526, subsection A.

D. Members of the board are eligible to receive compensation established by the board of not more than one hundred fifty dollars for each day of actual service in the business of the board. ~~The board may pay compensation in an amount as determined under section 38-611 to the secretary-treasurer if that person serves as the administrative head of the board and assumes the duties of an executive director.~~

E. In order to carry out the board's duties and functions, the chairman may establish committees from the board membership and define the duties of these committees.

Sec. 2. Section 32-1525, Arizona Revised Statutes, is amended to read:

32-1525. Examinations

A. The board shall use the naturopathic physicians licensing examination conducted by the North American board of naturopathic examiners, or its successor agency, for the examinations required under sections 32-1522 and 32-1523. The board may administer its own examination only for those areas that are determined by the board to be necessary for the safe practice of naturopathic medicine and not covered on the naturopathic physicians licensing examination. The board must accept the grade issued by the North American board of naturopathic examiners without adjustment. A board member or staff member shall not have any financial interest in the North American board of naturopathic examiners or the naturopathic physicians licensing examination.

B. The examination required for a license under section 32-1522 shall include the following subjects:

1. The basic medical science subjects of anatomy, basic pharmacology and toxicology, biochemistry, microbiology and immunology, physiology, pathology and naturopathic jurisprudence.

2. The clinical medical science subjects of dermatology, ophthalmology and otolaryngology, geriatrics, infectious diseases, neurology and psychiatry, pediatrics, obstetrics and gynecology, orthopedics, physical medicine and rehabilitation.

1 3. The clinical competency medical subjects of emergency medicine and
2 minor surgery, clinical pharmacology, PHARMACOTHERAPEUTICS, internal
3 medicine, laboratory diagnosis and diagnostic imaging, clinical nutrition,
4 botanicals and diet therapy.

5 4. For all persons applying for a license after BY ENDORSEMENT WHO
6 WERE LICENSED IN ANOTHER STATE OR A CANADIAN PROVINCE BEFORE January 1, 2005,
7 AN ADDITIONAL SIXTY HOUR COURSE AND EXAMINATION IN pharmacotherapeutics.

8 C. The examination required for a license by endorsement under section
9 32-1523 shall consist of an examination in Arizona naturopathic jurisprudence
10 that is administered by the board.

11 D. Examinations for licensure under this chapter shall:

12 1. Be practical in character and consist of multiple choice and true
13 and false questions.

14 2. Be designed to ascertain the applicant's knowledge of naturopathic
15 medicine and the applicant's ability to practice naturopathic medicine.

16 3. Include examination questions that are generally accepted as
17 necessary for a competent knowledge of the practice of naturopathic medicine.

18 E. The board by rule shall prescribe any subjects on which the
19 applicant must be tested in addition to those required by this section. The
20 board may prescribe rules for conducting its own examinations.

21 F. An applicant shall obtain a scaled grade average of seventy-five
22 per cent or more on the national examination with no single grade less than
23 seventy per cent and shall obtain a grade of seventy-five per cent or more in
24 each subject administered by the board that is not covered on the national
25 examination.

26 G. An applicant may challenge the applicant's grade on an examination
27 conducted by the board by submitting a written request to the board within
28 sixty days of receiving the grade. If the board upholds the applicant's
29 challenge, it may change, within one hundred twenty days of the challenge,
30 the grade on the examination on the vote of a majority of the full board.

31 H. An applicant for examination shall take and complete all of the
32 examinations required by this section within a five year period. Each time
33 an applicant files a request with the board to retake any part of an
34 examination, the applicant shall pay the examination fee pursuant to section
35 32-1527.

36 I. All examination materials and records of examination grading are
37 confidential and are not public records.

38 Sec. 3. Section 32-1526, Arizona Revised Statutes, is amended to read:

39 32-1526. Licenses; certificates; issuance; renewal; failure to
40 renew

41 A. The board shall issue licenses and certificates to applicants who
42 are qualified under this chapter. The board shall only issue licenses under
43 this chapter on the vote of a majority of the full board. Subject to review
44 by the board at its next board meeting, the executive director may issue

1 temporary licenses pursuant to section 32-1522.01, license renewals and
2 certificates to qualified applicants.

3 B. A license or certificate issued by the board expires unless renewed
4 each year.

5 C. Each physician who holds an active license to practice naturopathic
6 medicine in this state shall renew the license on or before January 1 of each
7 year by supplying the executive director with information the board
8 determines is necessary and payment of the annual renewal fee prescribed in
9 section 32-1527.

10 D. A person who holds a certificate issued by the board other than as
11 provided in subsection F of this section shall renew the certificate on or
12 before July 1 of each year by supplying the executive director with
13 information the board determines is necessary and payment of the annual fee
14 prescribed in section 32-1527.

15 E. A licensee or certificate holder whose license or certificate is
16 current and who is not currently the subject of a probationary order or
17 licensure suspension by the board may REQUEST, at any time, request and shall
18 be granted cancellation of the license or certificate.

19 F. A naturopathic medical student who holds a certificate to engage in
20 a clinical training program shall renew the certificate for each year of the
21 student's clinical training by supplying the executive director with
22 information the board determines is necessary and paying the annual renewal
23 fee prescribed in section 32-1527. The initial annual renewal date shall be
24 one year after the board approved the application for the clinical training
25 program.

26 ~~G. A person licensed pursuant to this chapter before January 1, 2005~~
27 ~~who elects to prescribe drugs shall complete and pass a board approved course~~
28 ~~and examination before January 1, 2005 as a condition of being able to~~
29 ~~prescribe drugs. Beginning on January 1, 2005, a person licensed pursuant to~~
30 ~~this chapter shall complete and pass a board approved course and examination~~
31 ~~as a condition of being licensed. Any course approved by the board shall~~
32 ~~consist of at least sixty contact hours of continuing medical education in~~
33 ~~pharmacotherapeutics and shall be developed with input concerning the~~
34 ~~content, depth, scope and method of teaching from allopathic, osteopathic,~~
35 ~~naturopathic and pharmacy schools located in this state. The board shall~~
36 ~~approve the pharmacotherapeutics examination, with input concerning the~~
37 ~~content, depth, scope and method of testing from allopathic, osteopathic,~~
38 ~~naturopathic and pharmacy schools located in this state.~~

39 H. G. A person who fails to renew a license or certificate by the due
40 date shall pay a late renewal fee as prescribed in section 32-1527. A
41 license or certificate automatically expires if not renewed within sixty days
42 after the due date.

43 I. H. The board may reinstate a license or certificate on payment of
44 all renewal and penalty fees as prescribed in section 32-1527 and, if
45 requested by the board, presentation of evidence satisfactory to the board

1 that the applicant for reinstatement of an expired license is professionally
2 able to engage or assist in the practice of naturopathic medicine and still
3 possesses the professional knowledge required. If an applicant for
4 reinstatement of an expired license has not been licensed and actively
5 practicing in a jurisdiction of the United States or Canada in the three
6 years immediately preceding the application, the board may issue a limited
7 license that requires a period of general supervision by another licensed
8 naturopathic physician not to exceed one year.

9 ~~I.~~ I. After a hearing, the board may refuse to reinstate a license or
10 certificate for any grounds prescribed in section 32-1551.

11 ~~K.~~ J. The board and the executive director may prorate initial annual
12 fees when a new application is approved by dividing the annual amount by
13 twelve and multiplying the results by the number of months remaining until
14 the next annual renewal date.

APPROVED BY THE GOVERNOR APRIL 18, 2005.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 18, 2005.

Passed the House April 12, 20 05,

by the following vote: 49 Ayes,

9 Nays, 2 Not Voting



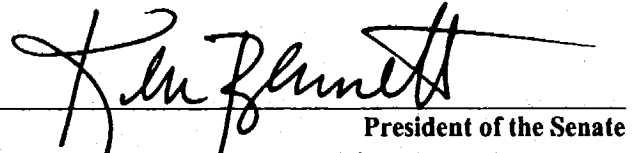
Speaker of the House
Pro Tempore


Chief Clerk of the House


Passed the Senate March 3, 20 05,

by the following vote: 26 Ayes,

2 Nays, 2 Not Voting



President of the Senate


Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

13th day of April, 20 05

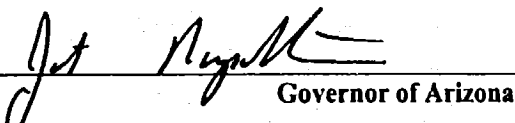
at 12:46 o'clock P. M.


Secretary to the Governor

Approved this 18 day of

April, 20 05,

at 1:50 o'clock P. M.


Governor of Arizona

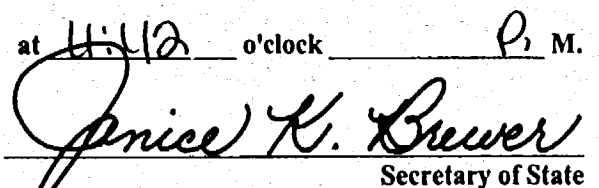
S.B. 1204

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 18 day of April, 20 05,

at 11:12 o'clock P. M.


Secretary of State